

EXPRESS MAIL NO.
EL980877111US

Docket No. 187A 3152-DIV

22002 U.S.P.T.O.
10/620392
07/16/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for filing a

Continuation-In-Part
 Divisional

application under 37 C.F.R. 1.53(b) of pending prior application Serial No. 09/971,265, filed on October 3, 2001 entitled "CONVEYING APPARATUS AND ROTARY TYPE TRANSFER APPARATUS FOR SPOUT-EQUIPPED BAGS", of the following inventor(s):

SHINICHI HIRAMOTO and SHOJI TSUTSUI

1. Enclosed is a copy of the prior application as originally filed with an affidavit or declaration verifying it as a true copy.

2. Prepare a copy of the prior application.

3. The filing fee is calculated below:

CALCULATION OF FEES								
ITEM		TOTAL NO. OF CLAIMS		NO. OF CLAIMS OVER BASE	LG/SM \$ ENTITY FEE		\$ AMOUNT	\$ FEE
A	TOTAL CLAIMS FEE	6	-20	0	LG=\$18 SM=\$9	\$9	\$ 0	
B	INDEPENDENT CLAIMS FEE*	1	-3	0	LG=\$84 SM=\$42	\$42	\$ 0	
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (ADD FINAL COLUMN IN LINES A + B)							\$ 0
D	MULTIPLE-DEPENDENT CLAIMS FEE							LARGE ENTITY FEE = \$280 SMALL ENTITY FEE = \$140
E	BASIC FEE							LARGE ENTITY FEE = \$750 SMALL ENTITY FEE = \$375
F	TOTAL FILING FEE (ADD TOTALS FOR LINES C, D, AND E)							\$ 375
	*LIST INDEPENDENT CLAIMS 11							

4. Commissioner is hereby authorized to charge any fee which may be required, or credit any overpayment to Account No. 11-1445. A duplicate copy of this sheet is enclosed.

5. A check in the amount of \$ 375 is enclosed.

6. Cancel Claim(s) 1-10 without prejudice.

7. The present application is assigned to TOYO JIDOKI CO., LTD.

8. Amend the specification by inserting in the first sentence following the title:

--This is a Divisional Application of Application Serial No. 09/971,265, filed October 3, 2001--

- 9. Amend the specification by inserting after "filed _____", --now abandoned--.
- 10. Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application.
- 11. The power of attorney in the prior application is to H. Henry Koda, Reg. No. 27,729 and William L. Androlia, Reg. No. 27,177.

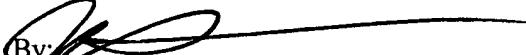
- (a) The power appears in the original papers of the prior application.
- (b) Address all future communication to:

KODA & ANDROLIA
2029 Century Park East
Suite 1430
Los Angeles, California 90067.

- 12. A copy of Declaration & Power of Attorney form is enclosed herewith.
- 13. CIP Application is enclosed (in Japanese).
- 14. The certified copy(ies) upon which priority is claimed is(are) contained in Serial No. 09/971,265 filed October 3, 2001.
- 15. Convention priority is claimed based upon Japanese Patent Application No. 2000-305427 of October 4, 2000.
- 16. Please enter the Rule 116 Amendment from the pending prior application.
- 17. A Preliminary Amendment is enclosed.
- 18. Information Disclosure Statement is enclosed.

Respectfully submitted,

KODA & ANDROLIA


By: _____

William L. Androlia
Reg. No. 27,177

Dated: July 16, 2003

2029 Century Park East
Suite 1430
Los Angeles, CA 90067
Tel: (310) 277-1391
Fax: (310) 277-4118

- Inventor(s)
- Assignee of Complete Interest
- Attorney/Agent of Record in Prior Application

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	Prior Art Unit: 3651
SHINICHI HIRAMOTO et al.	Prior Examiner: Mark A. Dueble
For: CONVEYING APPARATUS AND ROTARY TYPE TRANSFER APPARATUS FOR SPOUT- EQUIPPED BAGS	

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97(b)(1)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, Applicant for the above-identified application hereby submits legible copies of the following relevant arts along with the Form PTO-1449 which contains the information required by 37 CFR 1.98(b):

- A. Japanese Patent Application Laid-Open (Kokai) No. H11-208884 published in Japan on August 3, 1999;
- B. Japanese Patent Application Laid-Open (Kokai) No. H11-124213 published in Japan on May 11, 1999;
- C. Japanese Patent Application Laid-Open (Kokai) No. H11-263302 published in Japan on September 28, 1999; and
- D. Japanese Patent No. 2500557 published in Japan on March 13, 1996.

The above-listed art A-D are cited in the parent application No. 09/971,265, filed October 3, 2001, and the information disclosure statement submitted in application No. 09/971,265 complies with 37 CFR 1.98(a)-(c). Accordingly, pursuant to 37 CFR 1.98(d), copies of these art are not enclosed.

In addition, the Examiner has cited the following prior art in the parent application No. 09/971,265:

- E. U.S. Patent No. 4,563,935 issued to Rinck et al. on January 14, 1986;
- F. U.S. Patent No. 5,074,397 issued to Mukai et al. on December 24, 1991;

G. U.S. Patent No. 6,029,795 issued to Janssen et al. on February 29, 2000; and
H. European Patent Application Publication No. EP 1 195 240 published by the
European Patent Office on April 10, 2002.

It is, therefore, respectfully requested that the Patent Office make a record of these relevant art and consider them during the prosecution.

Respectfully submitted,

KODA & ANDROLIA

By:


William L. Androlia
Registration No. 27,177

Date: July 16, 2003

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Los Angeles, California 90067-3024
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I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EL980877111US addressed to:

Mail Stop: Patent Application
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

on July 16, 2003 by Inja Yi.

Dated: 7/16/03

By: Inja Yi

187A 3152-DIV KOMOTO

Applicant(s): SHINICHI HIRAMOTO and SHOJI TSUTSUI

For: CONVEYING APPARATUS AND ROTARY TYPE TRANSFER
APPARATUS FOR SPOUT-EQUIPPED BAGS